

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

JUL 16 2008

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

HOMER EARL HAWKINS,

Petitioner - Appellant,

v.

DEBORAH DEXTER, Warden,

Respondent - Appellee.

No. 08-16179

D.C. No. 3:08-cv-01087-SI
Northern District of California,
San Francisco

ORDER

Before: SCHROEDER, LEAVY and IKUTA, Circuit Judges.

A review of the record demonstrates that this court lacks jurisdiction over this appeal because the order challenged in the appeal is not final or appealable. *See* Fed. R. Civ. P. 54(b); *Chacon v. Babcock*, 640 F.2d 221, 222 (9th Cir. 1981) (order is not appealable unless it disposes of all claims as to all parties or judgment is entered in compliance with rule). Consequently, this appeal is dismissed for lack of jurisdiction.